

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

KAREN E. UHLIG,

:

Plaintiff,

:

Case No. 3:09cv000406

:

vs.

District Judge Walter Herbert Rice

:

Magistrate Judge Sharon L. Ovington

MICHAEL J. ASTRUE,  
Commissioner of the Social  
Security Administration,

:

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Defendant.

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**DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS  
FILED ON NOVEMBER 24, 2010 (Doc. #14); VACATING THE COMMISSIONER'S  
NON-DISABILITY DECISION; MAKING NO DETERMINATION AS TO  
WHETHER PLAINTIFF KAREN E. UHLIG IS UNDER A "DISABILITY" WITHIN  
THE MEANING OF THE SOCIAL SECURITY ACT; REMANDING THIS MATTER  
TO THE COMMISSIONER AND THE ADMINISTRATIVE LAW JUDGE UNDER  
SENTENCE FOUR OF 42 U.S.C. §405(G) FOR FURTHER CONSIDERATION  
CONSISTENT WITH THIS DECISION AND ENTRY AND THE REPORT AND  
RECOMMENDATIONS; AND TERMINATING THE CASE ON THE DOCKET OF  
THIS COURT**

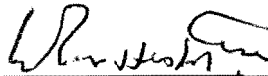
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The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #14), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations. It is therefore **ORDERED**

that:

1. The Report and Recommendations filed on November 24, 2010 (Doc. #14) is ADOPTED in full;
2. No finding is made as to whether Plaintiff Karen E. Uhlig was under a “disability” within the meaning of the Social Security Act;
3. This case is remanded to the Commissioner and the Administrative Law Judge under Sentence Four of 42 U.S.C. §405(g) for further consideration consistent with this Decision and Entry and the Report and Recommendations; and
4. The case is terminated on the docket of this Court.



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Walter Herbert Rice  
United States District Judge